

March 19, 2007

UNITED STATES PATENT AND TRADEMARK OFFICE
2051 Jamieson Avenue
Suite 300
Alexandria, VA

Attn: Refund Department

Re: Deposit Account Number 150030

Dear Sir or Madame:

Enclosed is a copy of a previously submitted request for refund which has not been acted upon as yet. Please review the highlighted charges on Serial Number 10/070,814, in the amount of \$180.00 on fee code #1806.

Please review this outstanding request for refund as the fees for the IDS were charged in error. The March 31, 2004 Amendment included a copy of the IDS previously filed on March 11, 2002 as an exhibit. The Office charged the fees as if this were a new submission when in fact it was a photocopy of the previously filed IDS included for the Examiners benefit

Please review this application and kindly refund \$180.00 to deposit account number 150030. Copies of the appropriate paperwork are attached. If you have any questions, please contact Scott Lohr at (703) 412-6472. Thank you for your assistance.

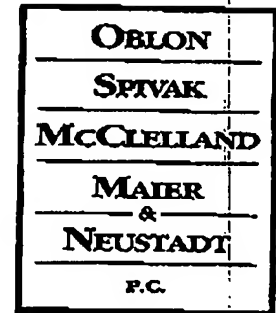
Sincerely,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT P.C.


Scott Lohr

Enclosure: Deposit Account Statement

1940 DUKE STREET ■ ALEXANDRIA, VIRGINIA 22314 ■ U.S.A.
TELEPHONE: 703-413-3000 ■ FACSIMILE: 703-413-2220 ■ WWW.OBLON.COM



ATTORNEYS AT LAW
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KMORSEBERGER@OBLON.COM

MAR. 19. 2007 3:43PM

OBLON SPIVAK

NO. 258 O'P. 214

June 30, 2004



ATTORNEYS AT LAW
C. IRVIN McCLELLAND
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IMCCLELLAND@OBLON.COM

UNITED STATES PATENT AND TRADEMARK OFFICE
Commissioner of Patents
Office of PCT Legal Administration
Crystal Plaza Two, 8th Floor
Box PCT, Washington D.C., 20231

Attn: PCT Legal Office

Re: Deposit Account # 150030

Enclosed is a copy of a portion of our Deposit Account Statement of May, 2004. Please review the highlighted charge on Serial Number 10/070,814 in the amount of \$180.00 on fee code #1806.

A **CERTIFIED** Information Disclosure Statement was filed on March 31, 2004. Since this application was not under final rejection, no fee is required as set forth in 37 CFR 1.97.

Please review this application and kindly refund \$180.00 to deposit account #150030. Copies of the appropriate paperwork are attached. If you have questions concerning this request, please contact Debbie Noel at (703) 412-6296. Thank you for your assistance.

With best regards,

OBLON, SPIVAK, McCLELLAND
MAIER & NEUSTADT, P.C.

C. Irvin McClelland

CIM/djn
Enclosures

*Do not
refund
client*

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PAGE 2/6 * RCVD AT 3/19/2007 3:40:04 PM [Eastern Daylight Time] * SVR:USPTO-EFXXF-1/8 * DNIS:2736500 * CSID:703 413 2220 * DURATION (mm-ss):02-06

United States
Patent and
Trademark OfficeReturn To:
USPTO
Home
Page
Finance
Online
Shopping
PageDeposit Account Statement

Requested Statement Month:

May 2004

Deposit Account Number:

150030

Name:

NORMAN F. OBLON

Attention:

Address:

1940 DUKE STREET

City:

ALEXANDRIA

State:

VA

Zip:

22314

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
05/03	5	E-REPLENISHMENT		9203	-\$100.00	\$30,947.71
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05/03	8	E-REPLENISHMENT		9203	-\$100.00	\$30,327.71
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05/05	1	09926400	215335US0XPC	1201	\$86.00	\$29,539.71
05/05	1	10101756	221089US0	1806	\$180.00	\$29,359.71
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05/10 307 10479657	246137US0PCT	1616	\$290.00	\$26,860.71
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05/12 2 10368482	234311US2X C	1504	\$300.00	\$25,248.71
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05/12 22 10167670	224362	9204	-\$300.00	\$25,518.71
05/12 28 10230308	227457	9204	-\$300.00	\$25,818.71
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05/13 7 029168		8903	\$100.00	\$26,918.71
05/13 274 0145030171		8014	\$25.00	\$26,893.71
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05/14 8 10234159	9833-318247479	1811	\$100.00	\$26,683.71
05/17 1 10193074	SAATT 213725	1201	\$258.00	\$26,425.71
05/17 1 09690731	198501US0	1806	\$180.00	\$26,245.71
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05/18 132 10495215	248857US3PCT	1614	\$2.00	\$26,760.71
05/18 371 60469822	237580PROV	8007	\$20.00	\$26,740.71
05/19 1 10023702	217720US3	1806	\$180.00	\$26,560.71
05/19 407 10484718	248133US	1617	\$130.00	\$26,430.71
05/20 2 10070814	220474US0PCT	1806	\$180.00	\$26,250.71
05/20 3 10325969	231952US2DIV	1201	\$86.00	\$26,164.71
05/20 4 10475756	244339US0XPCT	1616	-\$290.00	\$26,454.71
05/20 15 10136325	220078	9204	-\$300.00	\$26,754.71
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05/20 34 09125112	2421-0301-0 PCT	9204	-\$300.00	\$27,354.71
05/20 36 09522107	0023-1778-0	9204	-\$300.00	\$27,654.71
05/20 40 10279940	229643	9204	-\$300.00	\$27,954.71
05/20 44 09818843	205172	9204	-\$300.00	\$28,254.71
05/20 46 10377666	234601	9204	-\$300.00	\$28,554.71
05/20 80 29113106	10550-0002-1	1401	\$330.00	\$28,224.71
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05/21 8 10184888	224052US0XCONT	1460	\$130.00	\$27,634.71
05/21 23 10787219	248628	9204	-\$172.00	\$27,806.71
05/21 201 09664573	197389US2SRD	1501	\$1,330.00	\$26,476.71
05/21 202 09664573	197389US2SRD	8001	\$30.00	\$26,446.71
05/21 309 60478360	238327/US/JEM	8007	\$20.00	\$26,426.71

Application No.: 10/070,814

Reply to the Office Action dated: September 11, 2003:

The rejection of Claims 1-4 under 35 U.S.C. § 112, 2nd paragraph, is respectfully traversed.

"Rough-flavor component" is explained on page 17, lines 14-21, of the specification. The rough flavor components include causative substances for stale flavor, precursor substances thereof, or organic acids (such as citric acid and succinic acid). The causative substances for stale flavor include, for example, carbonyl compounds (such as trans-2-nonenal) and Maillard compounds.

As disclosed on page 3, lines 12 of the specification, "rough flavor component" can be paraphrased as "powdery component." A "rough flavor (powdery) component" is a substance that is removed from malt, a malt alcohol beverage intermediate product, or the malt alcohol beverage in order to improve the taste of the malt alcohol beverage. By removing the "rough flavor (powdery) component", the taste improves and becomes "clear." Although the "rough flavor (powdery) component" is a term normally used in a wine industry, the term can be also used in a beer industry. That is, a person in the beer industry easily understands that "rough flavor (powdery) component" means a component having sour or harsh flavor that deteriorates the beer's taste. The main components of "rough flavor (powdery) component" are thought to be organic acids such as citric acid with a sour taste and succinic acid with a bitter taste. Thus, this rejection should be withdrawn.

The objection to the abstract is obviated by the new abstract. A copy of the new abstract has been provided on a separate sheet, attached herewith.

Applicants respectfully request that the Examiner acknowledge that the references cited in the Information Disclosure Statement, filed in the above-identified application on March 11, 2002, have been considered. For the Examiner's convenience a copy of Form PTO 1449 as filed on March 11, 2002, is attached herewith.

Docket No. 220474US0PCT/ams

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Chikako SHIMIZU, et al.

SERIAL NO: 10/070,814

GAU: 1761

FILED: March 11, 2002

EXAMINER: C. E. SHERRER

FOR: METHOD OF PRODUCING MALT ALCOHOL BEVERAGES

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR 1.97

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Applicant(s) wish to disclose the following information.

REFERENCES

- ☒ The applicant(s) wish to make of record the references cited in the attached European Search Report listed on the attached form PTO-1449. Copies of the listed references are attached, where required, as are either statements of relevancy or any readily available English translations of pertinent portions of any non-English language references.
- ☐ A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

RELATED CASES

- ☐ Attached is a list of applicant's pending application(s) or issued patent(s) which may be related to the present application. A copy of the patent(s), together with a copy of the claims and drawings of the pending application(s) is attached along with PTO 1449.
- ☐ A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

CERTIFICATION

- ☒ Each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.
- ☐ No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, having made reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this statement.

DEPOSIT ACCOUNT

- ☒ Please charge any additional fees for the papers being filed herewith and for which no check or credit card payment is enclosed herewith, or credit any overpayment to deposit account number 15-0030. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Norman F. Oblon

Registration No. 24,618

Customer Number

22850

Tel. (703) 413-3000
Fax. (703) 413-2220
(OSMMN 05/03)Corwin P. Umbach, Ph.D.
Registration No. 40,211

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Chikako SHIMIZU, et al.

SERIAL NO: 10/070,814

GAU: 1761

FILED: March 11, 2002

EXAMINER: C. E. SHERRER

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- ☐ No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, having made reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this statement.

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Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Corwin Paul Umbach

Norman F. Oblon

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05/20/2004 VSEAFORT 00000002-10070814

01-FC:1806-180-00-DA

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03/20/2004 VSEAFORT 10000000 10070814

Adjustment date: 04/06/2007 SFELEKE1
05/20/2004 VSEAFORT 00000002 150030
01 FC:1806 180-00 CR

Not Processed

MAR 31 2004
U.S. PATENT & TRADEMARK OFFICE